IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.853 OF 2007

Shri Bhanudas Laxman Gite ..Petitioner

Versus

Sou.Anita Bhanudas Gite & Anr. ..Respondents

Mr.Rameshwar N.Gite for the petitioner.

Smt.M.H.Mhatre APP for the Respondent/State.

Coram : R.S.MOHITE,J

Date : 23.11.2007.

PC

1. This petition impugns the orders passed by the lower Courts granting maintenance to the child of respondent no.1. The JMFC had granted Rs.1000/- to the respondent no.1 as maintenance and Rs.600/- as maintenance to the respondent no.2. In revision, the revisional Court modified the order of maintenance and cancelled the maintenance granted to the wife. The maintenance awarded to the child i.e. applicant no.2 was however, maintained on the footing that the child was illigitimate child. On perusal of the judgment of the revisional Court, it appears that the finding is based on the birth certificate which shows the petitioner as father as well as on ocular evidence of the witnesses of the applicant to the effect that the petitioner was

residing alongwith respondent no.1. Only question of facts are involved. No question of law is involved. No perversity in findings. Petition is dismissed.

(R.S.MOHITE,J)